



RON CHAPMAN, MD, MPH
Director & State Health Officer

State of California—Health and Human Services Agency
California Department of Public Health



EDMUND G. BROWN JR.
Governor

October 11, 2013

Certified Mail
7009 1680 0001 3114 5288

Jeremy Hodina, Owner
2040 Severus Drive
Vallejo, CA 94589

CITATION NO. 01-01-13C-009

Enclosed is a citation for the failure to submit results of coliform testing for Shastina Mobile Estates. The citation specifies action to be taken by Shastina Mobile Estates to achieve compliance and avoid future civil penalties.

Section 116577 of the California Safe Drinking Water Act provides for our department to be reimbursed by the public water system for costs incurred for preparing and issuing an enforcement action to that system. Therefore, your water system will be billed for the preparation and issuance of this citation. Our costs are approximately \$126 per hour. At this time we have spent approximately 1.5 hours on enforcement activities associated with this violation. You will receive a bill for these costs in August 2014, following the end of the State's fiscal year, from our Fee Billing Unit in Sacramento.

Should you have any questions, please contact me at (530) 224-4872 or Barry Sutter at (530) 224-4875.

Tony Wiedemann, P.E.
Klamath District Engineer
DRINKING WATER FIELD
OPERATIONS BRANCH

Enclosure

cc: Richard Hinrichs, Chief – DDW – Northern California Section

System No. 4700884

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC HEALTH

Name of Public Water System: Shastina Mobile Estates

Water System No: 4700884

To: Jeremy Hodina, Owner
2040 Severus Drive
Vallejo, CA 94589

Issued: October 11, 2013
Via Certified Mail

CITATION FOR NONCOMPLIANCE

With Title 22 of the California Code of Regulations, Sections 64423 and 64423.1

Section 116650 of the California Health and Safety Code (CHSC), authorizes the issuance of a citation for failure to comply with a requirement of California Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit or order issued thereunder.

The Division of Drinking Water and Environmental Management of the State of California Department of Public Health (Department) hereby issues a citation to Shastina Mobile Estates for failure to comply with Title 22, California Code of Regulations (CCR) Section 64423 and 64423.1.



APPLICABLE AUTHORITIES

Section 116650 of the CHSC states in relevant part:

(a) If the department determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the department may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.

(b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.

(c) A citation may specify a date for elimination or correction of the condition constituting the violation.

(d) A citation may include the assessment of a penalty as specified in subdivision (e).

(e) The department may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.

California Code of Regulations (CCR), Section 64423 states in relevant part:

(a) Each water supplier shall collect routine bacteriological water samples as follows:



- (1) The minimum number of samples for community water systems shall be based on the known population served or the total number of service connections, whichever results in the greater number of samples, as shown in Table 64423-A.

Table 64423-A
Minimum Number of Routine Total Coliform Samples

| <i>Monthly Population Served</i> | <i>Service Connections</i> | <i>Minimum Number of Samples</i> |
|----------------------------------|----------------------------|----------------------------------|
| <i>25 to 1000</i> | <i>15 to 400</i> | <i>1 per month</i> |

California Code of Regulations (CCR), Section 64423.1 states in relevant part:

- (c) Analytical results of all required samples collected for a system in a calendar month shall be reported to the Department not later than the tenth day of the following month.

STATEMENT OF FACTS

As of the date of this citation, the Department has not received results for routine bacteriological samples collected from the distribution system of Shastina Mobile Estates for the months of May, June, July, August, and September 2013. The Department contacted Basic Laboratory, who have collected and analyzed bacteriological samples for Shastina Mobile Estates in the past. They indicated that although they have been collecting and analyzing samples, they cannot release the results due to non-payment by Shastina Mobile Estates. The Department contacted the owner and notified him of the problem. The owner has had more than a month to resolve the problem.

DETERMINATIONS

The Department has determined that Shastina Mobile Estates violated Sections 64423 and 64423.1, Title 22, of the California Code of Regulations because they failed to report the results of routine bacteriological samples from their distribution system for the months of May, June, July, August, and September 2013.



DIRECTIVES

Shastina Mobile Estates (Water System) is hereby directed to take the following actions:

1. Comply with Sections 64423 and 64423.1, Title 22 of the CCR in all future monitoring periods.

2. By **October 25, 2013**, notify all persons served by the Water System of the failure to report results. Notification must be completed in accordance with each of the following:

a) Complete the enclosed notice *"IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER"* to include the name, address, and telephone

number of a Water System representative as a source of additional

information concerning the public notice. Also, in the space provided, you

must give a legible, written description (preferably typed) of the corrective

actions taken by the Water System to prevent this violation from occurring

in the future. At the bottom, provide the date or dates the notice was

distributed.

b) Distribute the notice to the users in accordance with Section 64463.4(c)(1), Title 22, CCR, by:

1) Mail or direct delivery to each customer/residence that receive their

drinking water from the Water System and any other service

connections to which water is delivered by the Water System;

2). And by one or more of the following methods to reach persons not likely

to be reached by mailing or direct delivery;

- Publication in a local newspaper

- Posting, for at least seven days, in conspicuous public places

served by the Water System or on the Internet

- Delivery to community organizations



1 3. A representative of the Water System shall complete the enclosed
2 "Certification of Public Notice" form and return it to the Department by
3 **November 4, 2013.** A copy of the notice that was distributed must be
4 included with the form.

5
6 The Department reserves the right to make such modifications to this citation as it
7 may deem necessary to protect public health and safety. Such modifications may be
8 issued as amendments to this citation and shall be effective upon issuance.

9
10 Nothing in this citation relieves the Water System of its obligation to meet the
11 requirements of the California Safe Drinking Water Act (CHSC, Division 104, Part 12,
12 Chapter 4, commencing with Section 116270), or any regulation, standard, permit or
13 order issued thereunder.

14 All submittals required by this citation shall be submitted to the Department at the
15 following address:

16
17 Tony Wiedemann, P.E.
18 California Department of Public Health
19 Drinking Water Field Operations Branch
20 364 Knollcrest Drive, Suite 101
21 Redding, CA 96002

22 **PARTIES BOUND**

23
24 This citation shall apply to and be binding upon the Water System, its officers,
25 directors, agents, employees, contractors, successors, and assignees.
26
27



SEVERABILITY

The directives of this citation are severable, and the Water System shall comply with each and every provision thereof notwithstanding the effectiveness of any provision.

FURTHER ENFORCEMENT ACTION

Division 104, Part 12, Chapter 4, (commencing with Section 116270) of the California Health and Safety Code authorizes the Department to: issue additional citations with assessment of penalties if a public water system continues to fail to correct a violation identified in a citation; take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to comply with orders of the Department; and petition the superior court to take various enforcement measures against a public water system that has failed to comply with orders of the Department. The Department does not waive any further enforcement action by issuance of this citation.

Tony Wiedemann
 Tony Wiedemann, P.E.
 District Engineer
 Klamath District
 Drinking Water Field Operations Branch

Oct. 11, 2013
 Date

Attachments:

Notice - Important Information About Your Drinking Water
 Certification of Public Notice

Certified Mail No. 7009 1680 0001 3114 5288



IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable.

Tradúzcalo o hable con alguien que lo entienda bien.

Coliform Monitoring Requirements Not Met for Shastina Mobile Estates – May, June, July, August, and September 2013

Our water system failed to monitor the drinking water for coliform bacteria during May, June, July, August, and September 2013. Even though this failure was not an emergency, as our customers, you have a right to know what happened, what you should do, and what we did to correct this situation.

What happened?

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During May, June, July, August, and September 2013, we did not monitor for total coliform and therefore, cannot be sure of the quality of our drinking water during that time.

Coliform are bacteria that are naturally present in the environment and are used as an indicator that other, potentially harmful, bacteria may be present. Coliform bacteria are indicators of potential contamination and may originate from human, animal, or soil sources. If the coliform standards are met, the water served can be considered safe from bacteria. If they are not met, drinking the water may not necessarily result in illness, but that possibility exists. Routine and follow up sampling are important to periodically verify the water quality.

What should you do?

There is nothing you need to do at this time. This is not an emergency. If you have other health issues concerning the consumption of this water, you may wish to consult your doctor.

What is being done to prevent this violation in the future?

Persons wishing more information should contact:

(name)

(address)

(phone number)

Please share this information with other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

Upon receipt of this notice from a public water system the following establishments must provide secondary notification by distributing this notice within ten days as follows: Schools must notify school employees, students, and parents (if the students are minors). Residential rental property owners or managers (including nursing home and care facilities) must notify tenants. Business property owners, managers, or operators must notify employees of businesses located on the property. [Health and Safety Code Section 116450(g)]

Date(s) distributed: _____

Certification of Public Notice

(Community)

This form when completed and returned to the Division of Drinking Water and Environmental Management (364 Knollcrest Drive, Suite 101, Redding, CA 96002 or fax to 530-224-4844), serves as certification that public notification to water users was completed as required by Title 22, California Code of Regulations, Sections 64463 - 64465.

Public Water System Name Shastina Mobile Estates

Public Water System No. 4700884

Public notification for the May, June, July, August, September 2013 coliform monitoring failure was performed by the following method(s) (check and complete those that apply):

☐ The notice was mailed to users on _____
A copy of the notice is attached. (date)

☐ The notice hand delivered to water customers on _____
A copy of the notice is attached. (date)

☐ The notice was published in the local newspaper on _____
A copy of the newspaper notice is attached. (date)

☐ The notice was posted in the following conspicuous places on _____
A copy of the notice is attached. (date)

(place)

(place)

(place)

☐ The notice was delivered to the following community organizations on _____
A copy of the notice is attached. (date)

(organization)

(organization)

(organization)

I hereby certify that the above information is factual.

Printed Name

Signature

Date